

IN THE CIRCUIT COURT OF HINDS COUNTY, MISSISSIPPI

KIMBERLY CROSBY

PLAINTIFF

VS.

NO. 17-285

FEDERAL EXPRESS CORPORATION

DEFENDANT

**COMPLAINT**

COMES NOW the plaintiff, Kimberly Crosby, by and through her attorney, and files this complaint against Federal Express Corporation, and for cause of action would respectfully show as follows:

1. Plaintiff, Kimberly Crosby, is an adult resident citizen of the State of Mississippi residing in Hinds County, Mississippi.

2. Defendant Federal Express Corporation, a corporation organized under the laws of the State of Tennessee, is authorized to do and doing business in the State of Mississippi and has appointed C.T. Corporation System as its registered agent for process. Plaintiff requests that process be served upon defendant through the office of the Sheriff of Rankin County.

3. On December 7, 2016, Kimberly Crosby was driving in a southerly direction on Interstate 55 near mile marker 118 and Sowell Road, operating her 2015 Chevrolet Camaro in a safe manner in the inside lane of I-55 South. Defendant's 2012 Freightliner Tractor Trailer bearing license plate no. 2134065, traveling at approximately 70 miles per hour, veered into her lane and crashed into her car, causing extensive damage. The impact propelled her vehicle across the median into traffic in the northbound lane of I-55, where she was struck by a COTA Express Freightliner, resulting in major damage to her vehicle and personal injuries.

4. Plaintiff would show that the collision was the direct and proximate result of the negligence of the defendant's employee in his failure to maintain a safe distance between vehicles,

improper lane usage, and failing to keep a proper lookout for the plaintiff and others traveling along I-55 South.

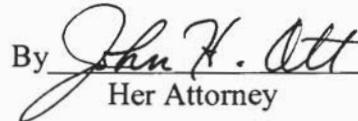
5. Plaintiff would further show that she is entitled to judgment against the defendant for all damages sustained as a result of the negligence of defendant's driver, including but not limited to: damage to her vehicle; loss of use of her vehicle; past and present pain and suffering; and all medical expenses incurred as a result of her injuries.

WHEREFORE, PREMISES CONSIDERED, plaintiff, Kimberly Crosby, demands judgment against Federal Express Corporation in an amount sufficient to fully compensate her for all damages resulting from the negligence of defendant's employee, including property damage, loss of use of her vehicle, past and present pain and suffering; and all medical expenses incurred as a result of the December 7, 2016, collision.

Plaintiff requests that the clerk issue process to the defendant in the form and manner required by law, to be served by the Sheriff of Rankin County, Mississippi.

Respectfully submitted:

KIMBERLY CROSBY, Plaintiff

By   
Her Attorney

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**COVER SHEET****Civil Case Filing Form**

(To be completed by Attorney/Party  
Prior to Filing of Pleading)

**Court Identification Docket #**

25	1	CO
County #	Judicial	Court ID

District (CH, CI, CO)

05	10	19
Month	Date	Year

**Case Year**

2019
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**Docket Number**

285
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**Local Docket ID**

Mississippi Supreme Court

Form AOC/01

Administrative Office of Courts

(Rev 2016)

**This area to be completed by clerk****Case Number if filed prior to 1/1/94****In the CIRCUIT****Court of** HINDS**County** —**Judicial District****Origin of Suit (Place an "X" in one box only)**

Initial Filing     Reinstated  
 Remanded     Reopened

Foreign Judgment Enrolled  
 Joining Suit/Action

Transfer from Other court  
 Appeal

 Other**Plaintiff - Party(ies) Initially Bringing Suit Should Be Entered First - Enter Additional Plaintiffs on Separate Form****Individual** Crosby

Kimberly

Last Name

First Name

Maiden Name, if applicable

M.I.

Jr/Sr/III/IV

Check (x) if Individual Plaintiff is acting in capacity as Executor(trix) or Administrator(trix) of an Estate, and enter style:  
 Estate of \_\_\_\_\_

Check (x) if Individual Plaintiff is acting in capacity as Business Owner/Operator (d/b/a) or State Agency, and enter entity:  
 D/B/A or Agency \_\_\_\_\_

**Business**

Enter legal name of business, corporation, partnership, agency - If Corporation, indicate the state where incorporated

Check (x) if Business Plaintiff is filing suit in the name of an entity other than the above, and enter below:  
 D/B/A \_\_\_\_\_

**Address of Plaintiff** 3418 Shannon Dale Dr., Jackson, MS 39212**Attorney (Name & Address)** John H. Ott, P.O. Box 1684, McComb, MS 39649**MS Bar No.** 3950

Check (x) if Individual Filing Initial Pleading is NOT an attorney

Signature of Individual Filing: *John H. Ott***Defendant - Name of Defendant - Enter Additional Defendants on Separate Form****Individual**

Last Name

First Name

Maiden Name, if applicable

M.I.

Jr/Sr/III/IV

Check (x) if Individual Defendant is acting in capacity as Executor(trix) or Administrator(trix) of an Estate, and enter style:  
 Estate of \_\_\_\_\_

Check (x) if Individual Defendant is acting in capacity as Business Owner/Operator (d/b/a) or State Agency, and enter entity:  
 D/B/A or Agency \_\_\_\_\_

**Business**

Enter legal name of business, corporation, partnership, agency - If Corporation, indicate the state where incorporated

Check (x) if Business Defendant is acting in the name of an entity other than the above, and enter below:  
 D/B/A \_\_\_\_\_

**Attorney (Name & Address) - If Known****MS Bar No.** \_\_\_\_\_

Check (x) if child support is contemplated as an issue in this suit.\*

\*If checked, please submit completed Child Support Information Sheet with this Cover Sheet

**Nature of Suit (Place an "X" in one box only)****Domestic Relations**

- Child Custody/Visitation
- Child Support
- Contempt
- Divorce:Fault
- Divorce: Irreconcilable Diff.
- Domestic Abuse
- Emancipation
- Modification
- Paternity
- Property Division
- Separate Maintenance
- Term. of Parental Rights-Chancery
- UIFSA (eff 7/1/97; formerly URESA)
- Other \_\_\_\_\_

**Appeals**

- Administrative Agency
- County Court
- Hardship Petition (Driver License)
- Justice Court
- MS Dept Employment Security
- Municipal Court
- Other \_\_\_\_\_

**Business/Commercial**

- Accounting (Business)
- Business Dissolution
- Debt Collection
- Employment
- Foreign Judgment
- Garnishment
- Replevin
- Other \_\_\_\_\_

**Probate**

- Accounting (Probate)
- Birth Certificate Correction
- Mental Health Commitment
- Conservatorship
- Guardianship
- Heirship
- Intestate Estate
- Minor's Settlement
- Muniment of Title
- Name Change
- Testate Estate
- Will Contest
- Alcohol/Drug Commitment (Involuntary)

**Children/Minors - Non-Domestic**

- Adoption - Contested
- Adoption - Uncontested
- Consent to Abortion
- Minor Removal of Minority
- Other \_\_\_\_\_

**Civil Rights**

- Elections
- Expungement
- Habeas Corpus
- Post Conviction Relief/Prisoner
- Other \_\_\_\_\_

**Contract**

- Breach of Contract
- Installment Contract
- Insurance
- Specific Performance
- Other \_\_\_\_\_

**Statutes/Rules**

- Bond Validation
- Civil Forfeiture
- Declaratory Judgment
- Injunction or Restraining Order
- Other \_\_\_\_\_

**Real Property**

- Adverse Possession
- Ejectment
- Eminent Domain
- Eviction
- Judicial Foreclosure
- Lien Assertion
- Partition
- Tax Sale: Confirm/Cancel
- Title Boundary or Easement
- Other \_\_\_\_\_

**Torts**

- Bad Faith
- Fraud
- Intentional Tort
- Loss of Consortium
- Malpractice - Legal
- Malpractice - Medical
- Mass Tort
- Negligence - General
- Negligence - Motor Vehicle
- Premises Liability
- Product Liability
- Subrogation
- Wrongful Death
- Other \_\_\_\_\_